

1 MELANIE A. HILL  
2 Nevada Bar No. 8796  
3 **MELANIE HILL LAW PLLC**  
4 1925 Village Center Circle, Suite 150  
Las Vegas, Nevada 89134  
Tel: (702) 362-8500  
Fax: (702) 362-8505  
Melanie@MelanieHillLaw.com  
7 *Attorneys for Plaintiffs Jeremy John Halgat*

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 JEREMY JOHN HALGAT, an individual,

12 Plaintiffs,

13 vs.

14 UNITED STATES OF AMERICA, DAVID N.  
KARPEL, individually, LAS VEGAS  
15 METROPOLITAN POLICE DEPARTMENT,  
DAVID ARBOREEN, individually,  
16 AGOSTINO BRANCATO, individually,  
MATTHEW WEAR, individually, DOES 1  
17 through 100; and ROES 1 through 100;  
inclusive,

18 Defendants.

19 CASE NO.: 2:22-cv-00592-RFB-EJY

20 **STIPULATION TO EXTEND DEADLINE  
TO RESPOND TO THE GOVERNMENT  
DEFENDANTS' MOTIONS TO DISMISS  
[ECF NOS. 34, 35, AND 36]**

21 **(SECOND REQUEST)**

22 NOW COMES the Plaintiff, JEREMY HALGAT ("Plaintiff"), by and through his  
23 attorneys, Melanie A. Hill and Melanie Hill Law PLLC, and Defendants, UNITED STATES OF  
24 AMERICA, DAVID N. KARPEL, DAVID ARBOREEN, AGOSTINO BRANCATO, and  
25 MATTHEW WEAR, by and through their attorney Glenn Greene who hereby stipulate that the  
26 deadline for Plaintiff to respond to the Government Defendants' Motions to Dismiss [ECF Nos. 34,  
27 35, and 36] be extended pursuant to Local Rule IA 6-1.

This is the second request for an extension of the deadlines. In support of this Stipulation and Request, the parties state as follows:

1. The Government Defendants filed their Motions to Dismiss on October 7, 2022 [ECF Nos. 34, 35, and 36].

2. Plaintiff's deadline to respond to the Motions to Dismiss is November 14, 2022.

3. Counsel for Halgap and the United States have conferred to attempt to resolve counsel for Plaintiffs' request to be added to the Protective Order in place in the underlying criminal case so that Plaintiff may share the criminal discovery with undersigned counsel. The discovery is necessary to further plead the complaint in this case in response to arguments made in the currently pending motions.

4. Counsel for Plaintiff has also conferred with the local U.S. Attorneys' office regarding the same. Counsel have determined that a motion will be necessary to allow counsel for Plaintiff to be added to the Protective Order in the underlying criminal case so that discovery may be reviewed by counsel for Plaintiff and used to further plead the complaint in this case. It is also undersigned counsel's understanding that the United States has no objection to Plaintiff's counsel being added to the protective order upon further motion and order of this court.

5. To allow this motion to be filed and allow counsel to review the underlying criminal discovery for purposes of prosecuting this civil case and further respond to the pending Motions to Dismiss, the parties have stipulated to extend Plaintiff's response deadline to December 6, 2022. The parties have further stipulated to allow the Government Defendants until January 13, 2023 to file their responses to Plaintiff's filing.

6. This Request for an extension of time is not sought for any improper purpose or other purpose of delay. Rather, it is sought by the parties solely to allow sufficient time to allow Plaintiff's counsel to be added to the Protective Order in the underlying criminal case, review the criminal discovery, and respond to the Government Defendants' Motions to Dismiss.

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1 WHEREFORE, the parties respectfully request that the Court extend the deadlines as stipulated  
2 to herein.

3 DATED this 14<sup>th</sup> day of November, 2022.

4  
5 BRIAN M. BOYNTON  
6 Acting Assistant Attorney General  
7 Civil Division

8 C. SALVATORE D'ALESSIO, JR.  
9 Director  
10 Torts Branch, Civil Division

11 ANDREA W. MCCARTHY  
12 Acting Assistant Director  
13 Torts Branch, Civil Division

DATED this 14<sup>th</sup> day of November, 2022.

MELANIE HILL LAW PLLC

14 /s/ Melanie A. Hill  
15 MELANIE A. HILL  
16 1925 Village Center Circle, Suite 150  
17 Las Vegas, NV 89134  
18 Telephone: (702) 362-8500  
19 Fax: (702) 362-8505  
20 Melanie@MelanieHillLaw.com  
21 *Attorneys for Plaintiff Jeremy John Halgate*

22 /s/Glenn S. Greene  
23 GLENN S. GREENE  
24 Senior Trial Attorney  
25 Torts Branch, Civil Division  
26 Constitutional and Specialized Tort Litigation  
27 P.O. Box 7146, Ben Franklin Station  
28 Washington, D.C. 20044  
Telephone: (202) 616-4143  
Fax: (202) 616-4314  
Glenn.Greene@usdoj.gov  
*Attorneys for Defendants the United States of America, David Karpel, David Arboreen, Agostino Brancato, and Matthew Wear*

21 **ORDER**

22  
23 **IT IS SO ORDERED.**

24  
25 11/2/22  
26 **DATE**

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28   
**RICHARD E. BOULWARE, II**  
**United States District Court**